

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

22-80059-Cr-Cannon/Reinhart

Case No. \_\_\_\_\_

21 USC § 846

UNITED STATES OF AMERICA,

vs.

FREDY ALEXANDER AVILA,

Defendant.

FILED BY TM D.C.

*Apr 21, 2022*

ANGELA E. NOBLE  
CLERK U.S. DIST. CT.  
S. D. OF FLA. - West Palm Beach

INDICTMENT

THE GRAND JURY CHARGES THAT:

COUNT 1

From in or around March, 2022, the exact date being unknown to the Grand Jury, and continuing through on or about April 5, 2022, in Palm Beach County, in the Southern District of Florida, and elsewhere, the defendant,

**FREDY ALEXANDER AVILA,**

did knowingly and willfully combine, conspire, confederate, and agree with persons known and unknown to the Grand Jury, to possess with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1); all in violation of Title 21, United States Code, Section 846.

With respect to the defendant **FREDY ALEXANDER AVILA**, it is further alleged that the controlled substance involved in the conspiracy attributable to the defendant, as a result of his own conduct and the conduct of other coconspirators reasonably

foreseeable to him, is 500 grams or more of a mixture and substance containing a detectable amount of cocaine.

**COUNT 2**

*scc*  
On or about April 5, 2022, in Palm Beach County, in the Southern District of Florida, the defendant,

**FREDY ALEXANDER AVILA,**

did knowingly and intentionally attempt to possess with the intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1); all in violation of Title 21, United States Code, Sectin 846 and Title 18, United States Code, Section 2.

Pursuant to Title 21, United States Code, Section 841(b)(1)(b)(ii), it is further alleged that this violation involved five-hundred (500) grams or more of a mixture and substance containing a detectable amount of cocaine.

**A TRUE BILL:**

—  
FOREPERSON

*Anthony J. Gonzalez for*  
JUAN ANTONIO GONZALEZ

UNITED STATES ATTORNEY

*John C. McMillan*  
JOHN C. McMILLAN  
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

**UNITED STATES OF AMERICA**

CASE NO.:

V.

FREDY ALEXANDER AVILA

**CERTIFICATE OF TRIAL ATTORNEY\***

**Court Division (select one)**

Miami       Key West       FTP  
 FTL       WPB

New Defendant(s) (Yes or No)

### Number of New Defendants

### Total number of New Counts

I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. §3161.
3. Interpreter: (Yes or No) Yes  
List language and/or dialect: Spanish
4. This case will take 3 days for the parties to try.
5. Please check appropriate category and type of offense listed below:  
(Check only one) (Check only one)  
I  0 to 5 days  Petty  
II  6 to 10 days  Minor  
III  11 to 20 days  Misdemeanor  
IV  21 to 60 days  Felony  
V  61 days and over
6. Has this case been previously filed in this District Court? (Yes or No) No  
If yes, Judge Case No.
7. Has a complaint been filed in this matter? (Yes or No) Yes  
If yes, Magistrate Case No. 22-8135-MM
8. Does this case relate to a previously filed matter in this District Court? (Yes or No)  
If yes, Judge Case No.
9. Defendant(s) in federal custody as of 04/05/2022
10. Defendant(s) in state custody as of
11. Rule 20 from the Southern District of Florida
12. Is this a potential death penalty case? (Yes or No) No
13. Does this case originate from a matter pending in the Northern Region of the U.S. Attorney's Office prior to August 8, 2014 (Mag. Judge Shaniek Maynard)? (Yes or No) No
14. Does this case originate from a matter pending in the Central Region of the U.S. Attorney's Office prior to October 3, 2019 (Mag. Judge Jared Strauss)? (Yes or No) No

By:

*John C. McMillan*  
John McMillan  
Assistant United States Attorney  
Court ID No. 8055228

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
PENALTY SHEET

Defendant's Name: FREDY ALEXANDER AVILA

Case No.: \_\_\_\_\_

**Count # 1**

Conspiracy to Possess with the Intent to Distribute a Controlled Substance, to wit, 500 grams or more of mixture and substance containing Cocaine, a Schedule II controlled substance

Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(B), 846

**Max. Penalty:** 5 year mandatory minimum, to maximum 40 year term of imprisonment; \$5,000,000 fine; minimum 4 year to life term of supervised release; and a \$100.00 special assessment. Deportation or removal from the United States upon conviction.

**Count # 2**

Attempted Possession with the Intent to Distribute a Controlled Substance, to wit, 500 grams or more of mixture and substance containing Cocaine, a Schedule II controlled substance

Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(B), 846

**Max. Penalty:** 5 year mandatory minimum, to maximum 40 year term of imprisonment; \$5,000,000 fine; minimum 4 year to life term of supervised release; and a \$100.00 special assessment. Deportation or removal from the United States upon conviction.